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**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF INDIANA
INDIANAPOLIS DIVISION**

FILED**APR 27 2007**

**UNITED STATES SECURITIES
AND EXCHANGE COMMISSION,**

Plaintiff,

vs.

**JOHN L. MONTANA, JR.,
MELVIN R. LYTTLE,
PAUL E. KNIGHT,
WORLDWIDE T&P, INC.,
FIRST NATIONAL EQUITY, LLC, and
P.K. TRUST & HOLDING, INC.,**

Defendants.

Case Number:

1:03-CV-1513-SEB-JMS

**U.S. DISTRICT COURT
INDIANAPOLIS, INDIANA**

Judge Sarah Evans Barker

Mag. Judge Jane Magnus-Stinson

**PLAINTIFF'S EXHIBIT LIST FOR THE APRIL 27, 2007
EVIDENTIARY HEARING AND ORAL ARGUMENT**

Plaintiff, the United States Securities and Exchange Commission ("Commission") hereby presents the Court with the following list of exhibits it plans to use at the April 27, 2007 evidentiary hearing:¹

Exhibit 1: Declarations of Matthew Harris ("Harris"), with supporting exhibits, dated February 9, 2007 and June 28, 2005;

Exhibit 2: Revised Exhibits A, B, G and H to Harris' June 28, 2005 Declaration; and

Exhibit 3: Various documents, including: (1) bank, brokerage and other records used by Harris in preparation of his Declarations; (2) Rule 902 Declarations from various bank and brokerage firms certifying that records produced to the Commission are business records; and (3) transcript excerpts from the investigative testimonies and depositions of Defendant Melvin R. Lyttle and Defendant Paul E. Knight.

¹ With the exception of Exhibit 2 above, all of these materials were submitted along with the Commission's Prehearing Brief on Remedies, filed on February 12, 2007

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**ATTACHMENTS IN SUPPORT OF PLAINTIFF'S
PREHEARING BRIEF ON REMEDIES**

Plaintiff, United States Securities and Exchange Commission ("Commission"), submits the following attachments in support of its prehearing brief on remedies, more specifically as follows:

1. Declaration of Matthew Harris, with exhibits 1-3;
2. Declaration of Self-Authentication of Business Records from Texas Capital Bank, N.A.;
3. Wire transfers from investors into Texas Capital Bank;
4. Wire transfers from Texas Capital Bank to Donaldson Lufkin & Jenrette ("DLJ");
5. Wire transfers from investors into Chase Texas Bank and Cashier's Checks issued to First National Equity ("FNE") from Chase Texas Bank;
6. Declaration of Self-Authentication of Business Records from J.P. Morgan Chase Bank;
7. Wire transfers from investors into DLJ;

8. Wire transfer in the amount of \$300,000 wired from Texas Capital Bank to Comer Ertel & Day, Attorneys at Law Trust Account;
 9. Check drawn on FNE's Texas Capital account to Andrew Hudson in the amount of \$30,000;
 10. Check drawn on FNE's Texas Capital account to Lincoln Mercury Florence in the amount of \$22,386.39;
 11. Check drawn on FNE's Texas Capital account to Comer, Day & Ertel Trust Account in the amount of \$100,000;
 12. Check drawn on FNE's Texas Capital account to Melvin Lyttle in the amount of \$15,000;
 13. Domestic wire transfer request in the amount of \$300,000 from FNE's Texas Capital account to People's Federal Savings, dated September 22, 1999;
 14. Wire transfer of \$1,000,000 from FNE's Texas Capital account to Budapest, Hungary, dated October 21, 1999;
 15. Incoming wire into FNE's account at ABN-AMRO in the amount of \$1,000,000, dated October 21, 1999;
 16. Wire transfer of \$215,000 from FNE's Texas Capital account to an account at Farmers Bank in the name of Dubois Grain, dated April 4, 2000;
 17. Check drawn on FNE's Texas Capital account to Industrial Hardwoods in the amount of \$7,000, dated November 10, 2000;
 18. Wire transfer of \$100,000 from FNE's Texas Capital account to an account at Fifth Third Bank in the name of Industrial Hardwoods, dated June 15, 2000;
 19. Wire transfer of \$15,000 from FNE's Texas Capital account to an account at Fifth
-

Third Bank in the name of Industrial Hardwoods, dated July 20, 2000;

20. Wire transfer of \$15,000 from FNE's Texas Capital account to an account at Fifth

Third Bank in the name of Industrial Hardwoods, dated July 27, 2000;

21. Declaration of Self-Authentication of Business Records from ABN-AMRO;

22. Wire transfer of \$100,000 from FNE's ABN-AMRO account to an account at

Farmers Bank in the name of Dubois Grain, dated November 10, 1999;

- * 23. Wire transfer of \$225,000 from FNE's ABN-AMRO account to the Comer, Day
Ertel Trust Account, dated November 10, 1999;

24. Wire transfer of \$100,000 from FNE's ABN-AMRO account to a Fifth Third Bank
account in the name of R. Jill Lytle, dated November 23, 1999;

- * 25. Wire transfer of \$100,000 from FNE's ABN-AMRO account to an account at
People's Federal Savings Bank in the name of Melvin and Suzan Lytle, dated
November 23, 1999;

26. Wire transfer of \$50,000 from FNE's ABN-AMRO account to an account at
Farmers Bank in the name of Dubois Grain, dated December 10, 1999;

- * 27. Wire transfer of \$546,487.87 from FNE's ABN-AMRO account to an account at
People's Federal Savings Bank in the name of Melvin and Suzan Lytle, dated
January 7, 2000;

28. Declaration of Self-Authentication of Business Records from Fifth Third Bank;

29. December 1, 1999 wire transfer request for 1,750,000 from Melvin Lytle to Violet
Gail Eldridge;

30. December 3, 1999, deposit slip reflecting deposit of \$1,750,000 into a Fifth Third
Bank account in the name of Industrial Hardwoods from DLJ;

* \$871,487.87 of \$1 million sent to headquarters was wired back to U.S. via
subpoenas of the receiving parties' records of 3rd party validation
regarding need for extension of statute

\$1,171,487.87

See record
page 103

31. March 28, 2000 wire transfer request for \$1,300,000 from Melvin Lyttle to Violet Gail Eldridge;
 32. March 29, 2000, deposit slip reflecting deposit of \$1,300,000 into a Fifth Third Bank account in the name of Industrial Hardwoods from DLJ;
 33. Declaration of Self-Authentication of Business Records from People's Federal Savings Bank; *only outgoing as shown, not incoming from A-BN-AMCO*
 34. Wire transfers and checks for Lyttle's account at People's Federal Savings Bank;
 35. Cash withdrawal slips and cashier's checks from Lyttle's account at People's Federal Savings Bank;
 36. January 24, 2000 wire transfer request for \$2,000,000 from Melvin Lyttle to Violet Gail Eldridge;
 37. Exhibit 29 from the Commission's investigation, Comer Day & Ertel Trust Account Accounting;
 38. Contract for purchase by the BERJ Trust of property adjoining Nine West Factory;
 39. Contract for purchase by the BERJ Trust of Nine West Factory in Osgood, Indiana;
 40. Contract for purchase by Suzan Lyttle of 703 Ridge Avenue in Greendale, Indiana;
 41. Contract for purchase by Suzan Lyttle of 705 Ridge Avenue in Lawrenceburg, Indiana;
 42. Contract for purchase by Suzan Lyttle of 20 Tebbs Avenue in Lawrenceburg, Indiana;
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43. Contract for purchase by the BERJ Trust of Industrial Hardwoods Factory in Greendale, Indiana;
 44. Check drawn on Neil Comer Trust Account at Ripley County Bank made payable to Industrial Hardwoods in the amount of \$750,000, dated January 31, 2000;
 45. Check drawn on Comer Day & Ertel Trust Account at Ripley County Bank made payable to Industrial Hardwoods in the amount of \$175,000, dated February 11, 2000;
 46. Declaration of Self-Authentication of Business Records from Tennessee State Bank;
 47. Incoming wire transfers to Paul Knight's account at Tennessee State Bank from Melvin Lyttle's account at People's Federal Savings;
 48. Incoming wire transfers to Michael Bach's attorney trust account at Chase Bank from DLJ;
 49. Declaration of Self-Authentication of Business Records from J.P. Morgan Chase Bank, N.A.;
 50. Incoming wire transfer in the amount of \$199,995 to Paul Knight's account at Tennessee State Bank from Michael Bach's account at Chase;
 51. Incoming wire transfer in the amount of \$11,495 to Paul Knight's account at Tennessee State Bank from R. Jill Lyttle;
 52. Incoming wire transfer in the amount of \$11,995 to Paul Knight's account at Tennessee State Bank from the Comer Day & Ertel trust account;
 53. Incoming wire transfer in the amount of \$24,995 to Paul Knight's account at Tennessee State Bank from Michael Bach's account at Citibank;
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54. October 3, 2000 letter from Paul Knight to UTA-BVI requesting that \$25,000 be sent to Knight's bank account at Tennessee State Bank;
55. Source of funds declaration by Paul E. Knight;
56. Wire transfer of \$2.5 million from Michael Bach's account at Chase to account of Michael Fine at The Huntington National Bank;
57. December 11, 2000, letter from Paul Knight to Michael Fine requesting that \$100,000 be transferred to Knight's bank account at Tennessee State Bank;
58. Incoming wire transfer of \$99,995 to Paul Knight's account at Tennessee State Bank from Shining Seas International;
59. Draft accounting provided by Michael Fine pursuant to subpoena in the Commission's underlying investigation;
60. Incoming wire transfers from Lytle to Knight's account at Tennessee State Bank;
61. Checks from Paul Knight's account at Tennessee State Bank;
62. Investigative Testimony of Neil Comer, pages 7, 30-33;
63. Investigative Testimony of Melvin R. Lytle dated May 10, 2001, pages 37-39, 64-70;
64. Investigative Testimony of Melvin R. Lytle dated June 20, 2001, pages 170-171, 178-179, 182-183, 207-209, 212-218, 220-224;
65. Deposition of Melvin R. Lytle, pages 28, 30-46,
66. Deposition of Paul E. Knight, pages 31-37, 41-48.

Respectfully submitted,

/s/ Jason A. Yonan

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INDIVIDUAL DEBIT - BANK COPY

504 534

10/21/99

EXPLANATION OF TRANSACTION

Wire to Budapest, Hungary

APPROVED BY: /A/

NAME First National Equity

ADDRESS 5956 SHERV LANE Ste 1000

CITY DALLAS, TX 75225

ACCOUNT NUMBER
11628
TOTAL AMOUNT \$1,000,000.00

111017979 1313001628

PO1000000000

check # 0 Amt: \$1,000,000.00

Dallas, Texas

102199

(214) 26-7703

(214) 17979

8

Trans Control Bank

Dallas, Texas

4020 02997

TCB00040

002

SOILED/REWORK CUNT!	90
POLYMER MOUNT ID:	CORE-68
PRINT SPEAKER LOG:	FABULB
TESTBOOK .201	
UNPAID TESTING STRAUS!	
TESTBOOK 201	DB-24-75
TESTBOOK 201	UPF
TESTBOOK 201	
TELEPHONE AMOUNT:	
	250.000

PHOTO 10

BIOMEDICAL
PRINT RE
PRINT SP
TESTCODE
DABOND
TESTCODE
TESTCODE
TESTCODE

CONTROL, NEWLY (CODED) 05-26-48 21:54
 BOB HARR (EDDY) 05-26-48 21:54
 INFORMATIONAL STATION 05-26-48 21:54
 IMPROVED MESSAGE WITH SECURITY 05-26-48 21:54
 CALCULATED WITH SECURITY 05-26-48 21:54
 RECEIPT ACK-444 STILLED 05-26-48 21:54
 RECEIPT ACK-444 STILLED 05-26-48 21:54
 DELIVERY ACK-444 STILLED 05-26-48 21:54
 DELIVERY ACK-444 STILLED 05-26-48 21:54

THE STATE OF TEXAS, COUNTY OF DALLAS, ss. I, the undersigned, a Notary Public for said State and County, do hereby certify that the foregoing is a true and correct copy of the original of the same, as the same appears from the records of said County.

[illegible]

CALLER CREDIT
AMBIT BROKING
CRIMINALS (1000)
/10000000
FIRST NATIONAL CREDIT
5000 CREDIT LT
DALLAS TX 75205
ORIGINATOR BANK (0000)
TEXAS CREDIT BANK N.A.
DALLAS TX
RECEIVING BANK (0000)
AMBIT BANK N.Y.
NEW YORK NY
BENEFICIARY'S BANK (0000)
AMBIT CREDIT BANK
BENEFICIARY
BENEFICIARY CREDIT
AMBIT /1000000000
FIRST NATIONAL CREDIT
DALLAS TX (0000)
END

OPTIONAL A BY AGENT (0000000000)
OPTIONAL B
OPTIONAL C

TCB00037

[illegible]

ABN AMRO NY LEGAL DEPT

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SOUTHERN DISTRICT OF INDIANA
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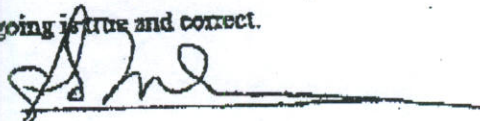
Judge Sarah Evans Barker
Mag. Judge Jane Magnus-Stinson

**DECLARATION OF ABN AMRO BANK N.V. CERTIFYING RECORDS
OF REGULARLY CONDUCTED BUSINESS ACTIVITY**

I, the undersigned, Antonia McElroy pursuant to 28 U.S.C. § 1746 and Rule 902 of the Federal Rules of Evidence, declare that:

1. I am employed by ABN AMRO Bank N.V. as Service Specialist and by reason of my position am authorized and qualified to make this declaration.
2. I further certify that the documents previously submitted by ABN AMRO on June 24, 2005, numbered pages 1 through 7, are true copies of records that were:
 - (a) made at or near the time of the occurrence of the matters set forth therein, by, or from information transmitted by, a person with knowledge of those matters;
 - (b) kept in the course of regularly conducted business activity; and
 - (c) made by the regularly conducted business activity as a regular practice.

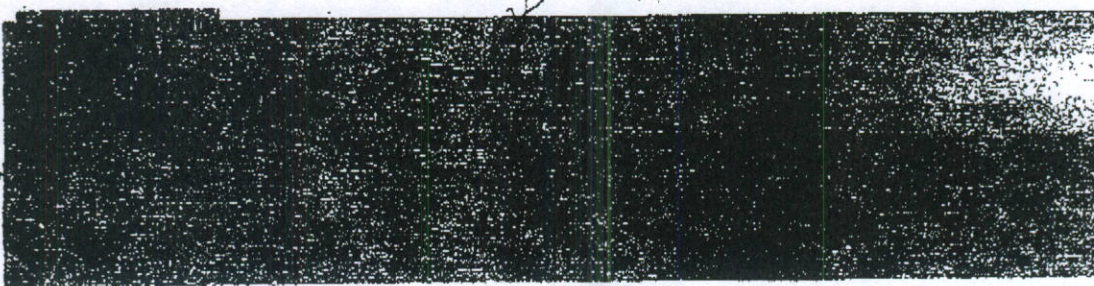
I declare under penalty of perjury that the foregoing is true and correct.



Executed on February 12, 2007

TRANSFERRED
B/M. lhm

12/24/08
1/1/09



Beneficiary Custid Name Account Address [REDACTED] 0004793 FIRST NATIONAL EQUITY LTD City State Zip Country	ByOrder Custid Name Account Address FIRST NATIONAL EQUITY LTD 802 8TH ST AURORA IN City State Zip Country
Beneficiary Bank Custid Name BankID Account Address ABN AMRO (MAGYAR BANK RT) BUDAPEST HUNGARY City State Zip Country	ByOrder Bank Custid Name BankID Account Address City State Zip Country
Intermediary 1 Custid Name BankID Account F02002500 Address City State Zip Country	Intermediary 2 Custid Name BankID Account Address City State Zip Country
Intermediary 3 Custid Name BankID Account Address City State Zip Country	Intermediary 4 Custid Name BankID Account Address City State Zip Country

Beneficiary

CustId
Name
Account 00000000
Address DUBOIS GRAM

City
State
Zip
Country

ByOrder

CustId
Name
Account
Address FIRST NATIONAL EQUITY LTD POBOX 007 002 FIFTH
STREET AURORA INDIANA 47001-0007 USA

City
State
Zip
Country

Beneficiary Bank

CustId
Name
BankID
Account
Address

City
State
Zip
Country

ByOrder Bank

CustId
Name
BankID
Account 475641
Address ARN AMRO (MAGYARI) BANK RT CORRESPONDENT
BANKING JOZSEF ATTILA UTCA 8 1051
BUDAPEST.

City
State
Zip
Country

Intermediary 1

CustId
Name
BankID
Account F181100113
Address EXCHANGE NATIONAL BANK

City
State
Zip
Country

Intermediary 2

CustId
Name
BankID
Account
Address

City
State
Zip
Country

Intermediary 3

CustId
Name
BankID
Account
Address

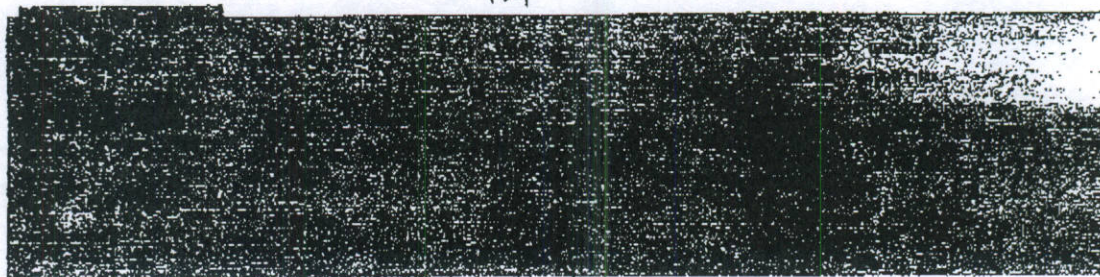
City
State
Zip
Country

Intermediary 4

CustId
Name
BankID
Account
Address

City
State
Zip
Country

9102400

**Beneficiary**

CardID
Name
Account 01470
Address R JILL LYTTLE
City
State
Zip
Country

Beneficiary Bank

CardID
Name
BankID
Account
Address

City
State
Zip
Country

Intermediary 1

CardID
Name
BankID
Account #042000314
Address THE FIFTH THIRD BANK, CI

City
State
Zip
Country

Intermediary 2

CardID
Name
BankID
Account
Address

City
State
Zip
Country

ByOrder

CardID
Name
Account
Address FIRST NATIONAL EQUITY LTD POBOX 007 502 FIFTH
STREET ALURORA INDIANA 47001-0007 USA
City
State
Zip
Country

ByOrder Bank

CardID
Name
BankID
Account 3473641
Address ABN AMRO (MAGYAR) BANK RT CORRESPONDENT
BANKING JOSEF ATTILA UTCA 8 1061
BUDAPEST.

City
State
Zip
Country

Intermediary 2

CardID
Name
BankID
Account
Address

City
State
Zip
Country

Intermediary 4

CardID
Name
BankID
Account
Address

City
State
Zip
Country